

**Amendment After Final Action Under 37 C.F.R. 1.116**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4).

Dated: July 23, 2008 Signature: /Christina M. Sperry/  
(Christina M. Sperry, Reg. No. 47,106)

Docket No.: 101896-0251  
(DEP5318)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Michael A. Slivka et al.

Application No.: 10/709,796

Confirmation No.: 3795

Filed: May 28, 2004

Art Unit: 3733

For: NON-FUSION SPINAL CORRECTION  
SYSEMS AND METHODS

Examiner: M. C. Hoffman

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION PURSUANT TO 37 C.F.R.**  
**§ 1.116**

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Examiner:

**INTRODUCTORY COMMENTS**

This paper is in response to the Final Office Action dated June 13, 2008.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.